

EXHIBIT 26

William C. Kelly, M.D.

Thomas vs. ECFMG, et al.

January 17, 2014

<p style="text-align: right;">Page 1</p> <p style="text-align: center;">IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA CIVIL TRIAL DIVISION</p> <p>-----</p> <p>MATHEW THOMAS, JR. : CIVIL ACTION vs. : ECFMG, et al. : NO. 13-3946</p> <p>-----</p> <p style="text-align: center;">Friday, January 17, 2014</p> <p>-----</p> <p>Oral deposition of WILLIAM C. KELLY, M.S., held at NATIONAL BOARD OF MEDICAL EXAMINERS, 3750 Market Street, Philadelphia, Pennsylvania, beginning at approximately 10:00 a.m., on the above date, before LANCE A. BRUSILOW, Registered Professional Reporter, Approved Reporter for the United States District Court, and Notary Public, there being present.</p> <p>-----</p> <p>brusilow + associates 255 South 17th Street Suite 1503 Philadelphia, PA 19103 215.772.1717 www.brusilow.com</p> <p>-----</p>	<p style="text-align: right;">Page 3</p> <p>1 (It is hereby agreed by and among 2 counsel that signing, sealing, certification and 3 filing are waived; and that all objections, except 4 as to the form of the question, are reserved until 5 the time of trial)</p> <p>6 DR. THOMAS: We are gathered today to 7 depose Mr. William Kelly. My name is Dr. Mathew 8 Thomas, Jr. I'm representing myself pro se. If 9 you guys would like introduce yourselves.</p> <p>10 MS. McENROE: I'm Elisa McEnroe, 11 counsel for the Educational Commission for Foreign 12 Medical Graduates, and the witness, Mr. Kelly.</p> <p>13 MS. HOLLAND: I'm Maureen Holland. I'm 14 counsel for the National Board of Medical 15 Examiners.</p> <p>16 MS. WILLIAMS: I'm Suzanne Williams, 17 counsel for the National Board of Medical 18 Examiners.</p> <p>19 DR. THOMAS: So, we'll begin. 20 (EXAMINATION)</p> <p>21 BY DR. THOMAS: 22 Q. Mr. Kelly, welcome. 23 A. Thank you. 24 Q. For the record, please just state your full</p>
<p style="text-align: right;">Page 2</p> <p style="text-align: center;">APPEARANCES</p> <p>SOUTHERN MEDICAL GROUP BY: MATHEW THOMAS, JR., M.D. 326 East 149th Street Bronx, NY 10541 ph: 718.585.6262 (mthomas1@sbnny.org) Counsel for Plaintiff</p> <p>MORGAN, LEWIS & LEWIS, LLP BY: ELISA P. McENROE, ESQUIRE 1701 Market Street Philadelphia, PA 19103-2921 ph: 215.963.5917 (emcenroe@morganlewis.com) Counsel for ECFMG and William C. Kelly, M.S.</p> <p>HAMBURG & GOLDEN, P.C. BY: MAUREEN P. HOLLAND, ESQUIRE 1601 Market Street, Suite 3310 Philadelphia, PA 19103-143 ph: 215.255.8584 (hollandmp@hamburg-golden.com) Counsel for Gerard F. Dillon, M.D., Steven Haist, M.D. and Janet Carson, Esquire</p> <p>NATIONAL BOARD OF MEDICAL EXAMINERS BY: SUZANNE WILLIAMS, ESQUIRE 3750 Market Street Philadelphia, PA 19104-3102 Ph: 215.590.9538 (swilliams@nbme.org) Counsel for NBME</p>	<p style="text-align: right;">Page 4</p> <p>1 name. 2 A. William Kelly. 3 Q. And your position? 4 A. I'm associate vice-president for operations at 5 the Educational Commission for Foreign Medical 6 Graduates. 7 Q. Will you please explain a little bit about 8 what your role is at ECFMG under that title? 9 A. It might be helpful to explain a little bit 10 about what ECFMG does first. 11 ECFMG is a non-profit organization that 12 protects the health of the public by certifying 13 international medical graduates as being eligible to 14 enter graduate medical-education programs in the United 15 States and participating internationally in programs 16 that assess and evaluate international medical 17 graduates. 18 And at ECFMG, as associate vice-president for 19 operations, I oversee the areas that register 20 international medical students and graduates for those 21 USMLE examinations required for ECFMG certification, 22 including Step 1 and both components of Step 2 -- Step 23 2 CK and Step 2 CS -- assessing that they are eligible 24 for those examinations and certifying each is</p>

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